IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.38045 of 2008
1. SHIV NARAYAN YADAV
2. Umesh Lal Yadav ……. Petitioners
Versus
STATE OF BIHAR
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2. 18.11.2008 Heard the learned Counsel for the petitioners and the learned counsel for the State.

The petitioners apprehend arrest in a Police case under Sections 341, 353 and other provisions of the Penal Code.

Charge sheet was submitted under the bailable sections. The petitioners were on police bail. Cognizance has thereafter been taken under Sections 465 and 467 of the Penal Code which are non- bailable.

The application is misconceived. It is disposed with a direction that if the petitioners appear before the court below their application for regular bail shall be considered by the court in accordance with law and in the light of judgment of this Court reported in 2004 (3) PLJR 491.

Let this order be communicated by fax at the cost to be deposited by the petitioner.

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NOT OFFICIAL

Snkumar/-

(Navin Sinha,J.)